

aforesaid servant or slave, who shall have a written order or license for that purpose from his master, mistress, overseer or other person in whose employment he may actually be, with the consent of his owner.

Forfeiture.

SEC. 2. *And be it enacted*, That if any person shall suffer any negro or mulatto to be in his or her house, out house or shed, contrary to the provisions of this act; the persons so offending shall on conviction thereof forfeit and pay for every such offence the sum of fifty dollars, the one-half to the informer, and the other half to the county, in case such negro or mulatto was free, and the one-half to informer and the other half to the master or owner in case such negro or mulatto was a servant or slave at the time the offence was committed, to be adjudged and recovered by indictment in the county court of the county wherein the offence may have been committed.

Evidence.

SEC. 3. *And be it enacted*, That in any prosecution to be had under the foregoing provisions of this act, if it shall be proved to the satisfaction of the jury before whom the indictment may be tried, that a free negro or mulatto, or a negro or mulatto servant or slave was in any house, out house or shed, as aforesaid, within the time prohibited by this act, such evidence shall be prima facie evidence that such negro or mulatto was suffered to be there by the possessor or occupier of such house, out house or shed, and sufficient to establish such fact unless the party accused shall show by creditable testimony that such negro or mulatto was there without his or her knowledge, or that knowing the same, he or she used all proper means forthwith to remove such negro or mulatto.

Prohibited to sell negroes liquor.

SEC. 4. *And be it enacted*, That it shall not be lawful at any time for any retailer, ordinary keeper, trader or other person accustomed to make or sell spirituous or fermented liquors, in or about his store, or other house or premises, to sell or deliver, or suffer to be sold or delivered to any negro or mulatto servant or slave any spirituous or fermented liquors, in any quantity whatsoever, and that the possession of any spirituous or fermented liquor by any negro or mulatto servant or slave in, or about store or other house or premises of such person as aforesaid, shall be prima facie evidence of a delivery thereof by such person as aforesaid, to such negro or mulatto servant or slave as aforesaid, and every such person offending against the provisions of this section shall forfeit and pay for every